

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

MICHAEL KELLY , as Administrator of the)	
Estate of Everett Kelly, deceased, and)	
PATTI KELLY ,)	Cause No. 05-409-DRH
)	
Plaintiffs,)	CJRA Track: C
)	
vs.)	Presumptive Trial Month:
)	December, 2006 (Jury)
MARTIN & BAYLEY, INC.)	
d/b/a Huck's Convenience Store, and)	
PHILLIP MORRIS USA, Inc. ,)	
)	
Defendants.)	

AMENDED SCHEDULING AND DISCOVERY ORDER

Judge Herndon has granted the parties' Joint Motion to Continue Presumptive Trial Date.

The presumptive trial month is now December, 2006. **See, Doc. 19.**

The Court hereby vacates the previous scheduling and discovery order and enters the following amended scheduling and discovery order:

1. All discovery shall be completed by **August 8, 2006.**
2. Dispositive motions shall be filed no later than **August 23, 2006.**

A Settlement Conference is set before Magistrate Judge Proud in accordance with **SDIL-LR 16.3(b)** on **October 17, 2006, at 9:30 a.m.** in the Federal Courthouse, East St. Louis, Illinois. The parties are to submit their Settlement Statements by **October 3, 2006.**

A Final Pretrial Conference will be set before the trial judge in accordance with **SDIL-LR 16.2(b).**

IT IS SO ORDERED.

DATED: November 16, 2005.

s/ Clifford J. Proud
CLIFFORD J. PROUD
UNITED STATES MAGISTRATE JUDGE